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GOVERNMENT GAZETTE

BOLETIM OFICIAL

GOVERNMENT OF GOA, DAMAN AND DIU

Secretariat

Home Department

Notification

HD-25-4057/65

In exercise of the powers conferred by sections 21, 41, 65, 67, 68, 70 and 91 of the Motor Vehicle Act, 1939, as extended to the Union Territory of Goa, Daman and Diu and all other powers enabling him in that behalf, the Administrator of Goa, Daman and Diu hereby makes the following Amendment to the Goa, Daman and Diu Motor Vehicles Rules, 1965, the same having been previously published, as required by sub-section 133 of the said Act.

1. Short title. — (1) These Rules may be called the Goa, Daman and Diu Motor Vehicles (1st Amendment) Rules 1965.

(2) These rules shall come into force on 10th December, 1965.

2. Amendment of Sub-rule (3) of rule 4.47. — In sub-rule (3) of rule 4.47, the words «not less than one year and not more than» shall be deleted.

3. Amendment of Sub-rule (8) of rule 4.47. — In sub-rule (8) of rule 4.47 for the words «one rupee for a period of one year for which the licence is granted or renewed» the words «one half of that fixed for a driver's licence», shall be substituted.

By order and in the name of the Administrator of Goa, Daman and Diu.

B. K. Mainkar, Under Secretary.

Panjim, 29th November, 1965.

Notification

HD-25-4909/65

In exercise of the powers conferred by sections 21, 41, 65, 67, 68, 70 and 91 of the Motor Vehicle Act, 1939, as extended to the Union Territory of Goa, Daman and Diu and all other powers enabling him

in that behalf, the Administrator of Goa, Daman and Diu hereby makes the following Amendment to the Goa, Daman and Diu Motor Vehicles Rules, 1965, the same having been previously published, as required by sub-section 133 of the said Act.

1. Short title. — (1) These Rules may be called the Goa, Daman and Diu Motor Vehicles (2nd Amendment) Rules 1965.

(2) These rules shall come into force on 10th December, 1965.

2. Amendment of sub-rule (1) of Rule 3.6. — In sub-rule (1) of Rule 3.6 for the words «Second Schedule» the words «First Schedule» shall be substituted.

3. Amendment of sub-rule (5) of Rule 3.26. — In sub-rule (5) of Rule 3.26 for the words «Second Schedule» the words «First Schedule» shall be substituted.

4. Amendment of clause (a) of Rule 4.A.1. — In Rule 4.A.1 in sub-clause (a) after the words «Secretary-Member» the following words shall be added «the Collector of Daman, the Civil Administrator of Diu and any other Gazetted officer of Government».

5. Amendment of First Schedule. — For the words and letters «Registration marks to the Vehicles shall be GDA, GDB, GDT, and GDL» the following shall be substituted.

«Registration marks to be assigned shall be as under:—

Registration Mark	Class of Vehicles to which applicable
GDA } GDB } GDT } GDL } Vehicles other than transport vehicles.
GDM Transport vehicles.
GDM Vehicles in the possession of dealers or manufacturers having trade certificates.
GDR Vehicles registered temporarily».

By order and in the name of the Administrator of the Union Territory of Goa, Daman and Diu.

B. K. Mainkar, Under Secretary.

Panjim, 29th November, 1965.

Notification

HD-25-5204/65

In exercise of the powers conferred by section 15 of the Goa, Daman and Diu Motor Vehicles Taxation Act, 1965, and all other powers enabling him in that behalf, the Administrator of Goa, Daman and Diu, hereby makes the following amendment to the Goa, Daman and Diu Motor Vehicles Taxation Rules, 1965, the same having been pre-published as required by the said section.

1. Short title. — (i) These Rules may be called the Goa, Daman and Diu Motor Vehicles, Taxation (1st Amendment) Rules 1965.

(ii) They shall come into force on 10th December, 1965.

2. Amendment of Rule 3. — After sub-rule (3) of Rule 3 the following sub-rule shall be inserted. Sub-rule (4). «Owners or persons in possession or control of Motor Vehicles in respect of which tax has been paid under the Act for the quarter immediately preceding shall while paying tax for a quarter or quarters fill up a declaration in Form 1-A».

The existing sub-rule (4) shall be renumbered as sub-rule (5).

After Form-I, the form appended to this amendment shall be inserted as Form I-A.

By order and in the name of the Administrator of Goa, Daman and Diu.

B. K. Mainkar, Under Secretary.

Panjim, 4th December, 1965.

FORM I (A)

(See Rule 4)

Form of declaration to be made in respect of a Motor Vehicle used or kept for use in the Union Territory of Goa, Daman and Diu

I ... (Address) ... declare to pay in respect of motor vehicle
30th June
30th September

No. ... from ... upto
31st December
31st March

current financial year and tender Rs. ... by Treasury challan No. ... dated ... on ... Treasury.
cash/cheque/demand draft/money order being the tax due for the period.

(a) I intend/do not intend to use the vehicle solely within the limits of ... which has/has not levied tax on motor vehicles.

(b) I intend to use the vehicle both within and without the limits of local authorities.

(c) I intend to use the vehicle in mining area only.

(d) The fuel used in the vehicle is Motor Spirit
Other than Motor Spirit.

(e) Name of Insurer ...

(f) Insurance Certificate No. ...

(g) Date of validity from ... to ...

Date ... Signature ...

Certified that the abovementioned vehicle is liable to tax under entry ... of the Tax Schedule to the Goa, Daman and Diu Motor Tax Vehicles/Act, 1965 and that Rs. ... is due ... for period commencing on ... and ending on ...

Dated ... Signature
Licensing Officer (Taxation)

The tax of Rs. ... mentioned above has been duly received by me, vide receipt No. ... dated ...

Signature
Cashier.

Tax token No. ... to expire on ... has been issued today.

Signature
Licensing Officer (Taxation)

R. C. completed:

Index Card completed.

Finance Department

Notification

FD/F.HH/2-30/2426/pant/2510/64/65

In exercise of the powers conferred by Section 9 of Indian Stamp Act, 1899 (2 of 1899) as extended to the Union Territory of Goa, Daman and Diu the Lieutenant Governor of Goa, Daman and Diu hereby remits the whole of the duty chargeable under the said Act on transfer deeds in respect of Government of India 4½% 10 years Defence Deposit Certificates executed in the Union Territory of Goa, Daman and Diu.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

V. S. Srinivasagopalan, Deputy Secretary (Finance).

Panjim, 30th November, 1965.

Law Department

Notification

The Industrial disputes (Amendment) Act, 1965, as assented to on 19th November, 1965 by the President of India is hereby published for general information.

Kant Desai, Under Secretary Law Department.

Panjim, 1st December, 1965.

The Industrial Disputes (Amendment) Act, 1965

An Act further to amend the Industrial Disputes Act, 1947.

Be it enacted by Parliament in the Sixteenth Year of the Republic of India as follows:—

1. Short title and commencement. — (1) This Act may be called the Industrial Disputes (Amendment) Act, 1965.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. Amendment of section 2. — In section 2 of the Industrial Disputes Act, 1947 (herein-14 of 1947 after referred to as the principal Act),—

(i) in sub-clause (i) of clause (a), after the words and figures "Employees"

State Insurance Act, 1948, or", the words "34 of 1948 and figures 'the "Indian Airlines" and "Air-India" Corporation established under section 3 of the Air Corporations Act, 1953, or' shall be inserted; 27 of 1953

(ii) in clause (p), before the words "the appropriate Government", the words "an officer authorised in this behalf by" shall be inserted.

3. Insertion of new section 2A. — After section 2 of the principal Act, the following section shall be inserted, namely:—

"2A. *Dismissal, etc. of an individual workman to be deemed to be an industrial dispute.*— Where any employer discharges, dismisses, retrenches or otherwise terminates the services of an individual workman, any dispute or difference between that workman and his employer connected with, or arising out of, such discharge, dismissal, retrenchment or termination shall be deemed to be an industrial dispute notwithstanding that no other workman nor any union of workmen is a party to the dispute."

4. Amendment of section 12. — In section 12 of the principal Act, in sub-section (3), after the words "the appropriate Government", the words "or an officer authorised in this behalf by the appropriate Government" shall be inserted.

5. Substitution of new section for section 25C. — For section 25C of the principal Act, the following section shall be substituted, namely:—

"25C. *Right of workmen laid off for compensation.*— Whenever a workman (other than a *badli* workman or a casual workman) whose name is borne on the muster rolls of an industrial establishment and who has completed not less than one year of continuous service under an employer is laid off, whether continuously or intermittently, he shall be paid by the employer for all days during which he is so laid off, except for such weekly holidays as may intervene, compensation which shall be equal to fifty per cent, of the total of the basic wages and dearness allowance that would have been payable to him had he not been so laid off:

Provided that if during any period of twelve months, a workman is so laid off for more than forty-five days, no such compensation shall be payable in respect of any period of the lay off after the expiry of the first forty-five days, if there is an agreement to that effect between the workman and the employer:

Provided further that it shall be lawful for the employer in any case falling within the foregoing proviso to retrench the workman in accordance with the provisions contained in section 25F at any time after the expiry of the first forty-five days of the lay off and when he does so, any compensation paid to the workman for having been laid off during the preceding twelve months may be set off against the compensation payable for retrenchment:

Explanation.— "*Badli* workman" means a workman who is employed in an industrial establishment in the place of another workman whose name is borne on the muster rolls of the

establishment, but shall cease to be regarded as such for the purposes of this section, if he has completed one year of continuous service in the establishment".

6. Amendment of section 29. — In section 29 of the principal Act, after the words "which may extend to six months, or with fine, or with both", the words "and where the breach is a continuing one, with a further fine which may extend to two hundred rupees for every day during which the breach continues after the conviction for the first" shall be inserted.

Mormugão Port Trust

Notification

MPT/IGA(E. 806)/65

As required under Section 124(1) of the Major Port Trusts Act, 1963, it is hereby notified that the Central Government have accorded approval to the Mormugao Port Employees (Contributory Provident Fund) Regulations 1965, published in the Government of Gazette on the 8th and the 15th April, 1965, Nos. 2 & 3 (Series I), subject to the following amendment vide Ministry of Transport letter No. 7-PE(12)/65 dated 25-11-1965.

Amendment:

«Regulation 16 of the said Regulations be substituted by the following:

16. Withdrawal from the Fund: Subject to the conditions specified therein, withdrawals may be sanctioned by the authorities competent to sanction an advance for special reasons under sub-regulation (2) of regulation 13 at any time after the completion of twenty years of service (including broken periods of service, if any) of a subscriber or within ten years before the date of his retirement on superannuation, whichever is earlier, from the amount of subscription and interest thereon standing to the credit of the subscriber in the Fund, for one or more of the following purposes, namely —

(a) meeting the cost of higher education, including where necessary, the travelling expenses, of any child of a subscriber actually dependent on him in the following cases, namely —

(i) for education outside India for academic, technical, professional or vocational course beyond the high school stage, and

(ii) for any medical, engineering or other technical or specialised course in India beyond the high school stage provided that the course of study is for not less than three years.

(b) meeting the expenditure in connection with the marriage of the subscriber's sons or daughters and, if he has no daughter, of any other female relation dependent on him.

(c) meeting the expenses in connection with the illness, including, where necessary, the travelling expenses of the subscriber or any persons actually dependent on him.

(d) building or acquiring a suitable house for his residence including the cost of the site or repaying

any outstanding amount on account of loan expressly taken for this purpose before the date of receipt of the application for withdrawal, but not earlier than twelve months of that date, or reconstructing or making additions or alterations to a house already owned or acquired by a subscriber.

(e) purchasing a house site or repaying any outstanding amount on account of loan expressly taken for this purpose before the date of receipt of the application for withdrawal, but not later than twelve months of that date, and

(f) for construction of a house on a site purchased utilising the sum withdrawn under clause (e).

Note: — A subscriber who has availed himself of an advance under the scheme of the Central or State Government for the grant of advances for house building purpose or has been allowed any assistance in this regard from any other Government source, shall be eligible for the grant of final withdrawal under Clause (d), (e) and (f) above for the purpose specified therein and also for the purpose of repayment of any loan taken under the aforesaid scheme, subject to the limits specified in the proviso to sub-regulation (1) of regulation 17.

By Order.

Mormugao, 1st December, 1965. — *Shivakumar Dhindaw*, Secretary.

Mormugao, 1st December, 1965.